

FILED

SEP - 9 2011

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

DONTAE JEROME JONES,

Defendant.

No. CR 11- 11-00622 CW (DMR)

DETENTION ORDER

I. DETENTION ORDER

Defendant Dontae Jerome Jones is charged in an indictment with a violation of 18 U.S.C. § 922(g)(1) (felon in possession of a firearm and ammunition). On August 18, 2011, the United States moved for Mr. Jones' detention and asked for a detention hearing, as permitted by 18 U.S.C. § 3142(f). Pretrial Services prepared a full bail study. At the September 9, 2011 hearing before this Court, Defendant waived the timing of his right to proffer information at a detention hearing, *see* 18 U.S.C. § 3142(f) (a defendant has the right at a section 3142(f) hearing, with the assistance of counsel, to testify, to present witnesses, to cross-examine adverse witnesses, and to present information by proffer or otherwise), and retained his right to raise any additional

DETENTION ORDER
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cc: Copy to parvies via ECF, Pretrial Services, 2 Certified copies to US Marshal,
Nikki

1 relevant information at a later hearing.

2 After considering the limited information available to the Court, and the factors set forth
3 in 18 U.S.C. § 3142(g), the Court detains Mr. Jones as a danger to the community and finds that
4 no condition or combination of conditions in 18 U.S.C. § 3142(c) will reasonably assure his
5 appearance in this case. *See* 18 U.S.C. §§ 3142(e) and (f); *United States v. Motamedi*, 767 F.2d
6 1403, 1406 (9th Cir. 1985).

7 II. CONCLUSION

8 The Court detains Mr. Jones at this time. Because Defendant waived his right to present
9 information under 18 U.S.C. § 3142(f) without prejudice to raising relevant information at a later
10 hearing, the Court orders that the hearing may be reopened at Defendant's request at any future
11 time.

12 Mr. Jones shall remain committed to the custody of the Attorney General for confinement
13 in a corrections facility separate, to the extent practicable, from persons awaiting or serving
14 sentences or being held in custody pending appeal. Defendant shall be afforded reasonable
15 opportunity for private consultation with counsel. On order of a court of the United States or on
16 request of an attorney for the Government, the person in charge of the corrections facility in
17 which Defendant is confined shall deliver Defendant to a United States marshal for the purpose
18 of an appearance in connection with a court proceeding.

19 IT IS SO ORDERED.

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22 DATED: September 9, 2011



23 DONNA M. RYU
24 United States Magistrate Judge
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